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WEMMH/SB/21 (4/03)

<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/523.081	
	Filing Date	July 28, 2005	
	First Named Inventor	Günter SCHMID et al.	
	Group Art Unit	1645	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in this Submission	12	Attorney Docket Number	8310-2

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached see PTO-2038 form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment - Preliminary	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, and Correspondence Address Form	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Small Entity Statement	<input type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Documents		
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	James M. Durlacher Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	<i>James M. Durlacher</i>
Date	January 4, 2007

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: January 4, 2007			
Name (Print/Type)	James M. Durlacher		
Signature	<i>James M. Durlacher</i>	Date	January 4, 2007

8310-2:JMD:#436271:ss

SB/17 (01-06)

Approved for use through 07/31/2009. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918).

**FEE TRANSMITTAL**  
**For FY 2006**

Complete if Known	
Application Number	10/523,081
Filing Date	July 28, 2005
First Named Inventor	Günter SCHMID
Examiner Name	Not Yet Assigned
Art Unit	1645
Attorney Docket No.	8310-2

**RECEIVED****JAN 04 2007**☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
25.00**METHOD OF PAYMENT (check all that apply)**
☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_
☒ Deposit Account Deposit Account number: 23-3030 Deposit Account Name: Woodard, Emhardt, Moriarty, McNett & Henry LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments.

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues):	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
26	-26	= 1	x 25 = 25	x 360	= 0	

HP = highest number of total claims paid for, if greater than 20

Independent Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
3	-3 or HP	= 0	x 200 = 0

HP = highest number of independent claims paid for, if greater than 3

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
-100	=	/50 =	x	0

**4. OTHER FEE(S)**

Fee Paid (\$)

**SUBMITTED BY**

Signature	<i>James M. Durlacher</i>	Registration No. (Attorney/Agent)	28,840	Telephone	(317) 634-3456
Name (Print/Type)	James M. Durlacher	Date	January 4, 2007		

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Name (Print/Type)	James M. Durlacher
Signature	<i>James M. Durlacher</i>
Date	January 4, 2007

8310-2;JMD:#438215:ss

WEMMH #317053 (Rev. 2/06)

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8310-2:JMD:#438205

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
Günter SCHMID, et al. ) Before the Examiner  
Serial No. 10/523,081 ) Not Yet Assigned  
Filed July 28, 2005 ) Group Art Unit 1645  
METAL CLUSTER NANO- ) January 4, 2007  
COMPOUNDS FOR TREATING )  
TUMOR DISEASES )

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Signature

January 4, 2007

Date of Signature

PRELIMINARY AMENDMENT

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

## INTRODUCTORY COMMENTS

Please enter the following preliminary amendment in the above identified patent  
application prior to examination.

Although no extension of time is believed to be required, please provide any  
additional extensions of time which are required and charge any additional fees which  
may be due or credit any overpayments to Deposit Account No. 23-3030.

01/05/2007 TL0111 00000000 10523081

01 FC:2202

25.00 OP

Preliminary Amendment  
Günter SCHMID et al. Serial No. 10/523,081  
Atty. Docket No. 8310-2  
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